

## UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 03-1070 (400.139))

THE APPLICATION OF:

McSwiggen et al.

Serial No. 10/727,780

Filed: December 3, 2003

Title Inhibition of Gene Expression Using  
Duplex Forming Oligonucleotides

Examiner: To Be Assigned

Group Art Unit: 1645

Confirmation No.: 7111

TRANSMITTAL LETTER

Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir or Madam:

In regard to the above identified application:

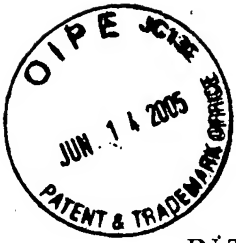
1. We are transmitting herewith the attached:
  - a. Response to the Notice to Comply;
  - b. Copy of Notice to Comply;
  - c. Petition for One Month Extension of Time
  - d. Sequence Listing Compliance Statement
  - e. Transmittal letters for Copy 1 and Copy 2 cd-roms
  - f. Return Receipt Postcard.
2. With respect to additional fees,
 

☐ A check in the amount of \$60.00 is enclosed in compliance with 37 CFR 1.17(a)(1)
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on June 10, 2005.

Date: June 10, 2005

By :

*Jason J. Derry*  
 Jason J. Derry  
 Reg. No. 50,692



PATENT

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**RESPONSE TO NOTICE TO COMPLY**

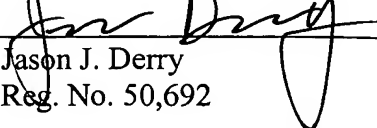
Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice to Comply with requirements for Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures, mailed March 11, 2005, of which a copy is attached, Applicants submit herewith the following Sequence Listing on CD-rom, in duplicate form and Computer Readable form complying with the requirements of 37 CFR 1.822 and/or 1.823.

Respectfully submitted,  
**McDonnell Boehnen Hulbert & Berghoff LLP**

Date: June 10, 2005

By:   
Jason J. Derry  
Reg. No. 50,692

IFW



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/727,780	12/03/2003	James McSwiggen	MBHB03-1070 (400/139)

020306

MCDONNELL BOEHNEN HULBERT & BERGHOFF  
 300 S. WACKER DRIVE  
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 CHICAGO, IL 60606



CONFIRMATION NO. 7111

## FORMALITIES LETTER



\*OC000000015425807\*

Date Mailed: 03/11/2005

# NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

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For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

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 Commissioner for Patents  
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*A copy of this notice **MUST** be returned with the reply.*

G. Hilde W.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE